



11-28-05  
IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

RCE  
JFW

PATENT APPLICATION

Inventor(s):

Steven Alan Lytle  
Thomas Michael Wolf  
Allen Yen

Case Name/No.: 22-15-20  
Serial No.: 10/603041  
Filing Date: 6/24/03  
Group Art Unit: 2812  
Examiner: Ghyka

COMMISSIONER FOR PATENTS

Mail Stop RCE  
PO Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 CFR § 1.114

SIR:

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of prior application

Serial No. 10/603041 filed on 6/24/03

entitled Define Via in Dual Damascene Process

**NOTE:** 37 CFR § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a Continued Prosecution Application (CPA) under 38 CFR § 1.53(d) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. SUBMISSION REQUIRED UNDER 37 CFR § 1.114

a. ☐ Previously Submitted

i. ☐ Consider the amendment/reply under 37 CFR § 1.116 previously filed on

(Any unentered amendment(s) referred to above will be entered.)

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on

iii. ☐ Other \_\_\_\_\_

b. ☐ Enclosed

i. X Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. X Other Drawing Correction

11/29/2005 DTESSEH1 00000049 501735 10603041

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2. MISCELLANEOUS

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for a period of \_\_\_\_\_ month(s).  
(Period of suspension shall not exceed 3 months. Fee under 37 CFR § 1.17(l) required.)
- b. ☐ Other \_\_\_\_\_

3. FEES

- X Please charge the total amount of \$790, as required under 37 CFR § 1.17(e), to Agere Systems Deposit Account No. 50-1735.

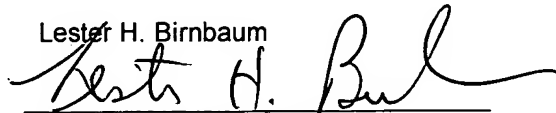
In the event of non-payment or improper payment of a required fee, the Director is authorized to charge or to credit **Deposit Account No. 50-1735** as required to correct the error. Duplicate copies of this letter are enclosed.

The Director is hereby authorized to treat any concurrent or future reply, requiring a petition for extension of time under 37 CFR § 1.136 for its timely submission, as incorporating a petition for extension of time for the appropriate length of time if not submitted with the reply.

Please address all correspondence to **Lester H. Birnbaum, 2159 Greenmeadow Drive, Macungie, PA 18062**. However, telephone calls should be made to me at 610-530-9166

Respectfully,

Lester H. Birnbaum



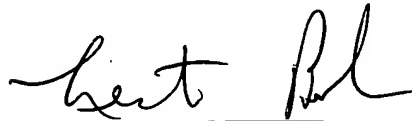
Attorney for Applicant(s)

Reg. No. 25,830

Date: 11/25/05

Lester H. Birnbaum  
2159 Greenmeadow Drive  
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I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee", Express Mail number EQ121454720 US under 37 CFR 1.10 on 11/25/05 and addressed to the Commissioner for Patents, Alexandria, VA 22313-1450.



Lester H. Birnbaum

11/25/05

Date